

Express Mail No. EL 684735040US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FOR FILING A DIVISIONAL APPLICATION
UNDER 37 C.F.R. §1.53 (b) (1)

Charge \$84
1202
17613 U.S. PTO
10/601389
06/23/03

Docket No. GER5314B

Anticipated Classification of This Application

Class: 198 Subclass: 389

Prior Application Data:

Applicant: Andreas Roessler
Serial No. 10/255,819
Filed: September 26, 2002
For: METHODS OF AND DEVICE FOR FEEDING
FASTENING ELEMENTS

Art. Unit: 3651
Examiner: Joseph A. Dillon, Jr.
Docket No. GER5314A

Mail Stop Patent Application
COMMISSIONER FOR PATENTS
P. O. Box 1450
Alexandria, VA 223-1450

Sir:

This is a request for filing a divisional application under 37 C. F. R. § 1.53 (b) (1) of pending prior Application No. 10/255,819, filed on September 26, 2002, and entitled METHODS OF AND DEVICE FOR FEEDING FASTENING ELEMENTS.

1. Enclosed is a copy of the latest inventor-signed prior application, including a copy of the Declaration showing the original signature or indication it was signed.

2. The above-noted pending prior application is a continuation-in-part of applicant's now-abandoned U. S. Application No. 09/592,394, filed on June 13, 2000, and titled METHODS OF AND DEVICE FOR FEEDING FASTENING ELEMENTS. The entire disclosures of the above-noted pending prior application, from which a copy of the Declaration is supplied under item No. 1 above, and the above-noted now-abandoned application, are considered as being a part of the disclosure of the accompanying divisional application and are hereby incorporated in this divisional application by reference thereto.

3. The filing fee is calculated below:

**CLAIMS AS FILED IN THE PRIOR APPLICATION LESS
ANY CLAIMS CANCELLED BY AMENDMENT BELOW
Other than small entity**

<u>Fee</u>	<u>No. filed</u>	<u>No. extra</u>		<u>Rate</u>	<u>Fee</u>
Basic fee					\$750.
Total claims	18	- 20 = 0	X	\$18.	\$ 00.
Indep. claims	2	- 3 = 0	X	\$84.	<u>\$ 00.</u>
				TOTAL	\$750.

4. Prior to calculating the filing fee for this application, please cancel claims 1 through 9, and 20 through 24, in their entirety.

5. The Commissioner is hereby authorized to charge the above-noted TOTAL fee of \$750. and any other fees which may be required in the filing of this application, or credit any overpayment, to Deposit Account No. 02-2550. One additional copy of this completed form is enclosed.

6. The inventor of the invention being claimed in this application is ANDREAS ROESSLER

7. The pending prior application is assigned of record to NEWFRY LLC at Reel 013640, Frame 0014 (2 pages) of the assignment records of the U.S. Patent and Trademark Office, and was recorded therein on January 6, 2003.

8. A preliminary amendment is enclosed.

9. The powers of attorney in the prior application, all of which appear in the original papers in the prior application, are to John Del Ponti, Reg. No. 24,258; Edward D. Murphy, Reg. No. 20, 625; Charles E. Yocum, Reg. No. 30,121; Richard J. Veltman, Reg. No. 39,957; and J. Bruce Hoofnagle, Reg. No. 20,973.

All of the above attorneys have an address at:

The Black & Decker Corporation
701 East Joppa Road - TW199
Towson, Maryland 21286

10. A complete set of formal drawings, with reverse-side labels, is enclosed for this divisional application.

11. Address all future communications to:

Edward D. Murphy, Esq.
The Black & Decker Corporation - TW199
701 East Joppa Road
Towson, Maryland 21286

Respectfully submitted,



J. Bruce Hoofnagle
Attorney for Applicant
Reg. No. 20,973

June 23, 2003

J. Bruce Hoofnagle
The Black & Decker Corporation - TW199
701 East Joppa Road
Towson, Maryland 21286
Phone: 410-442-2417

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